

DANIEL G. BOGDEN  
United States Attorney  
SUSAN CUSHMAN  
Assistant United States Attorney  
333 Las Vegas Boulevard South, Suite 5000  
Las Vegas, Nevada 89101  
702-388-6336

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

-oOo-

UNITED STATES OF AMERICA,

Plaintiff,

vs.

ALBERT SILVA HERNANDEZ, JR.,

Defendant.

Case No.: 2:12-CR-254-JCM-PAL

**ORDER**

The Court has complied with the Ninth Circuit's order to reconsider the application of the distribution enhancement found in U.S.S.G. § 2G2.1(b)(3) in light of *United States v. Roybal*, 737 F.3d 621 (9th Cir. 2013). The Court finds that the enhancement should apply in this case.

**It is so ordered.**

Dated: October 8, 2015.

  
UNITED STATES DISTRICT JUDGE